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Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime
Fourth session
Vienna, 28 June-9 July 1999

Provisional annotated agenda and proposed organization of work

I. Provisional agenda

1. Opening of the fourth session of the Ad Hoc Committee.
2. Adoption of the agenda and organization of work.
3. Consideration of the draft United Nations Convention against Transnational Organized Crime, with particular emphasis on articles 4 *ter*, 5, 6, 9, 10 and 14.
4. Consideration of additional international legal instruments:
   (a) Draft international legal instrument against illegal trafficking in and transporting of migrants;
   (b) Draft international legal instrument against trafficking in women and children.
5. Adoption of the report of the Ad Hoc Committee on its fourth session.

II. Annotations

1. Opening of the fourth session of the Ad Hoc Committee

The fourth session of the Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime will be convened on Monday, 28 June 1999, at 10 a.m.

2. Adoption of the agenda and organization of work

At its third session, held in Vienna from 28 April to 3 May 1999, the Ad Hoc Committee decided that at its fourth session it would focus on articles 4 *ter*, 5, 6, 9, 10 and 14, dealing with measures against corruption, corporate liability, effective implementation of the Convention, jurisdiction, extradition and mutual legal assistance, and that it would devote one week to the consideration of the international legal instruments against illegal

trafficking in and transporting of migrants, including by sea, and trafficking in women and children. At its third session, the Ad Hoc Committee adopted the provisional agenda and proposed organization of work for its fourth session.

The resources available to the Ad Hoc Committee at its fourth session permit the holding of two plenary meetings per day with simultaneous interpretation in the six official languages of the United Nations.

3. Consideration of the draft United Nations Convention against Transnational Organized Crime

At its first session, held in Vienna from 19 to 29 January 1999, the Ad Hoc Committee concluded a first reading of articles 1-3, 5, 6 and 9-23 of the draft United Nations Convention against Transnational Organized Crime (A/AC.254/4). At its second session, held in Vienna from 8 to 12 March 1999, the Ad Hoc Committee carried out a second reading of articles 1-3 of the draft Convention, dealing with the statement of objectives, the scope of application, the use of terms, and participation in a criminal organization. The Ad Hoc Committee also completed a first reading of articles 24-30 of the draft Convention. At its third session, the Ad Hoc Committee carried out a first reading of articles 4, 4 *bis*, 7 and 8, on money-laundering and measures to combat it, confiscation and transparency of transactions. Also at its third session, the Ad Hoc Committee decided that at its fourth session it would proceed with a second reading of articles 4 *ter*, 5, 6, 9, 10 and 14. That decision was taken on the understanding that, should the Committee complete its consideration of those articles with time remaining in its fourth session, it would proceed to the negotiation of as many other articles of the draft Convention as possible. In view of that decision and in the event of early conclusion of the negotiation of articles 4 *ter*, 5, 6, 9, 10 and 14 of the draft Convention, the Ad Hoc Committee may wish to proceed with the negotiation of article 15 and subsequent articles.

Documentation

Revised draft United Nations Convention against Transnational Organized Crime (A/AC.254/4/Rev.3)

Proposals and contributions received from Governments (A/AC.254/5/Add.7)

4. Consideration of additional international legal instruments

(a) Draft international legal instrument against illegal trafficking in and transporting of migrants

(b) Draft international legal instrument agains trafficking in women and children

In its resolution 53/111 of 9 December 1998, the General Assembly decided to establish an open-ended intergovernmental ad hoc committee for the purpose, *inter alia*, of discussing the elaboration, as appropriate, of international instruments addressing trafficking in women and children, combating the illicit manufacturing of and trafficking in firearms, their parts and components and ammunition, and illegal trafficking in and transporting of migrants, including by sea, and requested the Ad Hoc Committee, in carrying out that work, to take into account, *inter alia*, Economic and Social Council resolutions 1998/18, 1998/19 and 1998/20 of 28 July 1998.

In its resolution 53/114 of 9 December 1998, the General Assembly called upon the Ad Hoc Committee to devote attention to the drafting of the main text of the convention as well as, as appropriate, of international instruments addressing trafficking in women and children, combating the illicit manufacturing of and trafficking in firearms, their parts and components and ammunition, and illegal trafficking in and transporting of migrants, including by sea.

At its first session, the Ad Hoc Committee carried out a first reading of the draft international legal instrument against illegal trafficking in and transporting of migrants. The proposals and comments of delegations were incorporated into a revised version of the draft instrument (A/AC.254/4/Add.1/Rev.1), which will form the basis for the consideration of the matter by the Ad Hoc Committee at its fourth session.

At its second session, the Ad Hoc Committee carried out a first reading of articles 1 and 2 of the draft international legal instrument against trafficking in women and children. The proposals and comments of delegations were incorporated into a revised version of the draft instrument (A/AC.254/4/Add.3/Rev.2), which will form the basis for the consideration of the matter by the Ad Hoc Committee at its fourth session.

Documentation

Draft Protocol against the Smuggling of Migrants by Land, Air and Sea, Supplementary to the United Nations Convention against Transnational Organized Crime (A/AC.254/4/Add.1/Rev.1)

Revised draft Protocol to Prevent, Suppress and Punish Trafficking in Persons, especially Women and Children, Supplementing the United Nations Convention against Transnational Organized Crime (A/AC.254/4/Add.3/Rev.3)

Background documents

Inter-American Convention on International Traffic in Minors (A/AC.254/CRP.2)

International Maritime Organization circular on interim measures for combating unsafe practices associated with the trafficking or transport of migrants by sea (A/AC.254/CRP.3)

5. Adoption of the report of the Ad Hoc Committee on its fourth session

The Ad Hoc Committee is to adopt a report on its fourth session, the draft of which will be prepared by the Rapporteur.

Annex

Proposed organization of work of the fourth session of the Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime, to be held in Vienna from 28 June to 9 July 1999

Date	*Time*	*Item*	*Plenary*
Monday, 28 June	10 a.m.-1 p.m.	1	Opening of the fourth session of the Ad Hoc Committee
		2	Adoption of the agenda and organization of work
		3	Consideration of the draft United Nations Convention against Transnational Organized Crime, with particular emphasis on articles 4 *ter*, 5, 6, 9, 10 and 14
	3-6 p.m.	3	Continuation of the discussion
Tuesday, 29 June-Friday, 2 July	10 a.m.-1 p.m. and 3-6 p.m.	3	Continuation and conclusion of the discussion
Monday, 5 July	10 a.m.-1 p.m. and 3-6 p.m.	4 (a)	Consideration of additional international legal instruments: draft international legal instrument against illegal trafficking in and transporting of migrants
Tuesday, 6 July	10 a.m.-1 p.m and 3-6 p.m.	4 (a)	Continuation of the discussion
Wednesday, 7 July	10 a.m.-1 p.m.	4 (a)	Continuation and conclusion of the discussion
	3-6 p.m.	4 (b)	Consideration of additional international legal instruments: draft international legal instrument against trafficking in women and children
Thursday, 8 July, and Friday, 9 July	10 a.m.-1 p.m and 3-6 p.m.	4 (b) 5	Continuation and conclusion of the discussion Consideration and adoption of the report of the Ad Hoc Committee on its fourth session